## UNITED STATES DISTRICT COURT

for the

Eastern District of New York

Mobile Rush, Inc.	) )
Plaintiff(s) v. Fascinations Toys & Gifts, Inc.; and Does 1-5,	) Civil Action No. 1:23-cv-08991 CLP ) ) )
Defendant(s)	- )

## **SUMMONS IN A CIVIL ACTION**

Fascinations Toys & Gifts, Inc. To: (Defendant's name and address) 19224 Des Moines Memorial Drive, SeaTac, WA 98148.

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are. Tarter Krinsky & Drogin, LLP

whose name and address are:

Mark Berkowitz 1350 Broadway New York, NY 10018 Tel.: (212) 216-8000 Fax: (212) 216-8001

E-mail: mberkowitz@tarterkrinsky.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.



BRENNA B. MAHONEY CLERK OF COURT

s/Kimberly Davis

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 1:23-cv-08991

## **PROOF OF SERVICE**

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (1))

was re	This summons for (neceived by me on (date)	name of individual and title, if a	· ·		
was re	•	ed the summons on the in			
			on (date)	; or	
	☐ I left the summons at the individual's residence or usual place of abode with (name)  , a person of suitable age and discretion who resides there,				
	on (date)	, and mailed a copy to the individual's last known address; or			
	☐ I served the summons on (name of individual) , while designated by law to accept service of process on behalf of (name of organization) , while designated by law to accept service of process on behalf of (name of organization)				
			on (date)	; or	
	☐ I returned the sur	nmons unexecuted because	se	; or	
	☐ Other (specify):				
	My fees are \$	for travel and	\$ for services, for a total o	f\$	
	I declare under penalty of perjury that this information is true.				
Date:					
			Server's signature		
			Printed name and title		
			Server's address		

Additional information regarding attempted service, etc: